

| DISCOVERY PLAN WORKSHEET | |
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| Phase I (Pre-Settlement Discovery) | |
| Deadline for completion of Rule 26(a) initial disclosures and HIPAA-complaint records authorizations: | September 29, 2017 |
| Completion date for Phase I Discovery as agreed upon by the parties: <i>(Reciprocal and agreed upon document production and other discovery necessary for a reasoned consideration of settlement. Presumptively 60 days after Initial Conference.)</i> | Already completed prior to mediation. |
| Date for initial settlement conference: <i>(Parties should propose a date approximately 10-15 days after the completion of Phase I Discovery, subject to the Court's availability)</i> | November 16, 2017 |
| Phase II (Discovery and Motion Practice) | |
| Motion to join new parties or amend the pleadings: <i>(Presumptively 15 days post initial settlement conference)</i> | P: October 13, 2017 D: December 1, 2017 |
| First requests for production of documents and for interrogatories due by: <i>(Presumptively 15 days post joining/amending)</i> | P: October 16, 2017 D: December 15, 2017 |
| All fact discovery completed by: <i>(Presumptively 3.5 months post first requests for documents/interrogatories)</i> | P: February 16, 2018 D: March 30, 2018 |
| Exchange of expert reports completed by: <i>(Presumptively 30 days post fact discovery)</i> | n/a |
| Expert depositions completed by: <i>(Presumptively 30 days post expert reports)</i> | n/a |
| COMPLETION OF ALL DISCOVERY BY: <i>(Presumptively 9 months after Initial Conference)</i> | P: February 16, 2018 D: June 29, 2018 |
| Final date to take first step in dispositive motion practice: <i>(Parties are directed to consult the District Judge's Individual Rules regarding such motion practice. Presumptively 30 days post completion of all discovery)</i> | P: March 16, 2018 D: July 30, 2018 |
| Do the parties wish to be referred to the EDNY's mediation program pursuant to Local Rule 83.8? | No |

Note: Parties were not able to agree to dates for Phase II, therefore we have provided each Party's suggested dates.